



Entered on Docket  
November 17, 2010

Hon. Bruce A. Markell  
United States Bankruptcy Judge

WILDE & ASSOCIATES  
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08-75337

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA

In Re:

Jeffrey Pascua Abad and Grace Cabico Abad

Debtors.

BK-S-08-24208-bam

MS Motion No. 73  
Date: November 16, 2010  
Time: 1:30 p.m.

Chapter 13

**ORDER RE ADEQUATE PROTECTION**

Secured Creditor's Motion for Relief from the Automatic Stay having come on for hearing  
in the above-entitled Court, all appearances as noted on court record, and based upon all the  
papers and pleadings on file herein and good cause appearing therefore,

1 IT IS HEREBY ORDERED, ADJUDGED and DECREED that the debtors will cure the  
 2 post-petition arrearages currently due as follows:

3 Monthly Payments at \$2,274.40	\$6,823.20
(August 1, 2010 - October 1, 2010)	
3 Late Charges at \$97.51	\$292.53
(August 1, 2010 - October 1, 2010)	
Motion for Relief Filing Fee	\$150.00
Attorneys Fees	\$650.00
Total	\$7,915.73

7 The total arrearage shall be paid in six monthly installments. Payments one  
 8 through five (1-5) in the amount of \$1,319.29 shall be in addition to the regular monthly payment  
 9 and shall be due on or before the 20th day of the month commencing with the November 20,  
 10 2010 payment and continuing throughout and concluding on or before March 20, 2010. The sixth  
 11 final payment in the amount of \$1,319.28 shall be paid on or before April 20, 2010.  
 12

13 IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Secured Creditor  
 14 shall give Debtors at least fourteen business days' notice of the time, place and date of sale.

15 IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Debtors shall resume  
 16 and maintain the regular monthly payments in a timely fashion, outside of any Bankruptcy Plan,  
 17 beginning with the November 1, 2010, payment, on Secured Creditor's Trust obligation,  
 18 encumbering the subject Property, generally described as 5129 Ruby Sunset St. , North Las Vegas,  
 19 NV 89081, and legally described as follows:

20 Lot 56, of R AND S ALEXANDER II, as shown by Map thereof on File in Book 127 of  
 21 Plats, Page 41, in the Office of the County Recorder of Clark County, Nevada.

22 IT IS FURTHER ORDERED, ADJUDGED and DECREED that if the Debtors fail to make  
 23 any payments as stated in this Order, or fail to maintain the regular monthly payments on Secured  
 24 Creditor's Trust Deed obligation, allowing the normal grace period, then Secured Creditor may file  
 25 and serve upon Debtors and Debtors' counsel, a fifteen (15) Day Notice Declaration Re Breach of  
 26 Condition. For each such Declaration Re Breach of Condition filed, there shall be assessed an  
 attorney fees of \$100.00, to be paid by the Debtors upon any reinstatement. If upon the sixteenth  
 (16th) day Debtors have failed to cure the delinquency, then Secured Creditor may submit to this  
 Court an Order vacating the automatic stay as to Secured Creditor, and Secured Creditor may

thereafter proceed with foreclosure proceedings upon the subject Property, pursuant to applicable  
State Law, and take any action necessary to obtain complete possession thereof.

Submitted by:

WILDE & ASSOCIATES

By

GREGORY L. WILDE, ESQ.

Attorneys for Secured Creditor  
212 South Jones Boulevard  
Las Vegas, Nevada 89107

APPROVED AS TO FORM & CONTENT:

Kathleen A Leavitt

By

11/8/10

Kathleen A Leavitt  
Chapter 13 Trustee  
201 Las Vegas Blvd., So. #200  
Las Vegas, NV 89101

Philip K. Goldstein

By

11/8/10

Philip K. Goldstein  
Attorney for Debtors  
609 S. 7th Street  
Las Vegas, NV 89101

Nevada Bar No. 4275

1 In accordance with Local Rule 9021, counsel submitting this document certifies that the order accurately  
 2 reflects the court's ruling and that (check one):

3      The court has waived the requirements set forth in LR 9021(b)(1).

4      No party appeared at the hearing or filed an objection to the motion.

5      I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and  
 6         any unrepresented parties who appeared at the hearing, and each has approved or  
 7         disapproved the order, or failed to respond, as indicated below [list each party and  
 8         whether the party has approved, disapproved, or failed to respond to the document]:

9      I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order with the  
 10         motion pursuant to LR 9014(g), and that no party has objected to the form or content of the  
 11         order.

12 Debtor's counsel:

13      approved the form of this order      disapproved the form of this order  
 14      waived the right to review the order and/or      failed to respond to the document  
 15      appeared at the hearing, waived the right to review the order  
 16      matter unopposed, did not appear at the hearing, waived the right to review the order

17 Trustee:

18      approved the form of this order      disapproved the form of this order  
 19      waived the right to review the order and/or      failed to respond to the document

20      This is a chapter 9, 11, or 15 case, and I have delivered a copy of this proposed order to all  
 21         counsel who appeared at the hearing, and any trustee appointed in this case any unrepresented  
 22         parties who appeared at the hearing, and each has approved or disapproved the order, or failed to  
 23         respond, as indicated below.

24 Debtor's counsel:

25      approved the form of this order      disapproved the form of this order  
 26      waived the right to review the order and/or      failed to respond to the document  
 27      appeared at the hearing, waived the right to review the order  
 28      matter unopposed, did not appear at the hearing, waived the right to review the order

29 Trustee:

30      approved the form of this order      disapproved the form of this order  
 31      waived the right to review the order and/or      failed to respond to the document

32      I certify that I have served a copy of this order with the motion, and no parties appeared or filed  
 33         written objection.

34 Submitted by:

35     /s/ Gregory L. Wilde, Esq.

36     Gregory L. Wilde, Esq.  
 37     Attorney for Secured Creditor